

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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U.S. DISTRICT COURT
DISTRICT OF MASS

**RODNEY G. SMITH, EXECUTIVE DIRECTOR
of the TEAMSTERS UNION 25 HEALTH SERVICES
AND INSURANCE PLAN,**

Plaintiff,

v.

Civil Action No. 04-12568-MEL

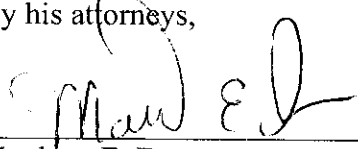
**COASTAL OIL NEW ENGLAND, INC. and
EL PASO MERCHANT-ENERGY PETROLEUM
COMPANY,**

Defendants.

STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE

All parties stipulate that the claims of the plaintiff in the above-entitled action are hereby voluntarily discontinued and dismissed with prejudice pursuant to Rule 41 (a)(1)(ii) F.R.Civ.P., with the Defendants to bear the Plaintiff's attorney's fees of \$1,719.50 and costs of \$230.00.

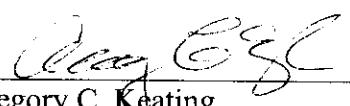
For the Plaintiff,
RODNEY G. SMITH,
EXECUTIVE DIRECTOR of the
TEAMSTERS UNION 25 HEALTH
SERVICES AND INSURANCE PLAN,
By his attorneys,


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Date: 3/29/05

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For the Defendants,
COASTAL OIL NEW ENGLAND, INC.
and EL PASO-MERCHANT ENERGY
PETROLEUM COMPANY,
By their attorneys,


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Date: 3/30/05